

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Michael HOGENDIJK
Application No. : 10/772,840 Confirmation No.: 6012
Filed : February 4, 2004
For : RIBBON-TYPE VASCULAR PROSTHESIS HAVING STRESS-
RELIEVING ARTICULATION AND METHODS OF USE
Group Art Unit : 3773
Examiner : Vy Q. Bui

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION BASED ON FAILURE TO RECEIVE OFFICE ACTION

Dear Sir:

Applicant hereby petitions the Commissioner to resend the Office Action dated October 18, 2007 in the above-identified patent application and to reset the time period in which to respond.

CERTIFICATE OF MAILING/TRANSMISSION

I hereby certify that on the date indicated below, this correspondence and anything being referred to as enclosed herein is being:
 deposited with the United States Postal Service via first class mail with sufficient postage in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450; or transmitted via facsimile to the United States Patent and Trademark Office, facsimile number: () - ; or transmitted via the United States Patent and Trademark Office electronic filing system.

Date: March 5, 2008

Signature: Jason Berry
Name: Jason Berry

After a thorough search of the docket record and file jacket, we hereby attest that the Office Action was never received.

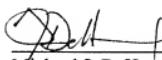
In support of the petition, Declarations by Mr. Michael DeHaemer and Ms. Janelle Humphrey are submitted describing events surrounding the discovery of the missing Office Action.

Accordingly, it is respectfully requested that the outstanding Office Action be reissued and the time to respond be reset.

Applicants believe there are no fees due at this time. In the event a fee applies to this matter, please charge our Deposit Account No. 50-2298, in the name of Luce, Forward, Hamilton & Scripps LLP.

Dated: March 5, 2008

Respectfully submitted,



Michael J. DeHaemer, Jr.
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